



# राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शिमला, शनिवार, 28 दिसम्बर, 2002/7 पौष, 1924

HIMACHAL PRADESH VIDHAN SABHA SECRETARIAT

NOTIFICATION

Shimla-4, the 20th December, 2002

**No. 3-36/91-VS-II.**—In exercise of the powers conferred under section 7 of the Himachal Pradesh Legislative Assembly (Allowances and Pension of the Members) Act, 1971 (Act No. 8 of 1971) the Speaker Himachal Pradesh Vidhan Sabha is pleased to make following rules further to amend the Himachal Pradesh Legislative Assembly (Allowances and Pension of Members) Rules, 1

(1) *Short title.*—These rules shall be called the Himachal Pradesh Legislative Assembly (Allowances and Pension of Members) (1st Amendment) Rules, 2002.

(2) The Rule-6 shall be deemed to have come into force w. e. f. 1st September, 1999 and 6 A from 7-2-1989.

(3) *Amendment of Rule 6.*—The existing rule 6 of H. P. Legislative Assembly (Allowances and Pension of Members) rule, 1971 is substituted as under :—

“The consolidated bills of Salary, Travelling Allowance and Medical Reimbursement shall be prepared in Form H. P. T. R. 2 and H. P. T. R. 5 and presented in the

treasury under the signatures of the Secretary, H. P. Vidhan Sabha or the Disbursing Officer so authorized by the Secretary, H. P. Vidhan Sabha. The Bills in respect of Travelling Allowance (including halting and incidental allowances) and medical reimbursements shall be preferred by the Members in the form set out in Schedule-I and H. P. T. R. 6 and furnished to the Secretary in duplicate, duly completed, for processing such claims. These bills shall be countersigned by the Secretary, H. P. Vidhan Sabha. All bills such as salary, Travelling Allowance and Medical Reimbursement after having passed for payments by the Treasury shall be presented to UCO Bank Vidhan Sabha Secretariat Branch, Shimla to afford credit(s) to the saving Bank Accounts of the concerned MLAs, after collecting the amount of such bills from the State Bank of India. The Salary Slips showing the details of the amounts credited to the Saving Bank Accounts of the concerned MLAs during the month shall be issued in the first week of the following month".

(4) *Amendment of Rule 6-A.*—The existing rule 6-A of H. P. Legislative Assembly (Allowances and Pension of Members) Rule, 1971 is substituted as under :—

"A person who has served as member or becomes entitled to family pension after the death of the member shall apply for pension or Family pension in the Form set out in Schedule-III & IV to these rules which shall be filled in and sent alongwith the related documents such as Death Certificate, Photographs, specimen signatures (in triplicate) and Legally Wedded Wife Certificate in case of Family Pension etc. to the Secretary, H. P. Vidhan Sabha. The Secretary, shall cause such claim to be scrutinized and will sanction pension or Family pension, as the case may be, to the eligible person(s). The pension payment orders (PPO) will then be prepared two halves for onward transmission to the Senior Deputy Accountant General (Accounts and Entitlements) Himachal Pradesh for countersignatures for authorizing payment of pension or family pension at the Treasury/Bank opted for by the Pensioner/Family Pensioner. The pension bill to claim the payment of pension from the Treasury has been set out in Schedule-V.

(5) Schedule-I Omitted.

(6) *Amendment of Schedule-III :*

(i) In Schedule-III (Application for Pension) "the words appearing as The Council of States (Rajya Sabha) or the House of People (Lok Sabha)" in para (ii) of the said Schedule are deleted (28-11-1995).

(ii) The existing paras (iv) & (vi) are deleted (22-11-1995).

(7) *Amendment of Schedule-V:*

(ii) In Schedule-V (Pension Bill Form) "the words appearing as The Council of States (Rajya Sabha) or the House of People (Lok Sabha) in para (ii) of the said Schedule are deleted (28-11-1995).

(iv) The existing para (iv) is deleted (28-11-1995).

By order,

Sd/-

Speaker,

H. P. Vidhan Sabha

SCHEDULE-III

APPLICATION FOR PENSION

[See Rule 6-A]

See section 6-B of the Himachal Pradesh Legislative Assembly (Allowances and Pension of Members) Act, 1971 (No. 8 of 1971 as amended) by Act No. 43 of 1976).

(To be submitted in duplicate by Ex-Member of Himachal Pradesh Vidhan Sabha/H. P. Territorial Council).

From

Shri/Shrimati/Kumari.....

(Ex-Member of Vidhan Sabha/Territorial Council (here mention Vidhan Sabha/Territorial Council which last served .....).

To

The Secretary,  
H. P. Vidhan Sabha,  
Shimla-171004.

Subject :—Sanction of Pension under the Himachal Pradesh Legislative Assembly (Allowances and Pension of Members) Act, 1971 as amended.

Sir,

In terms of section 6-B of the above mentioned Act, I am entitled to Pension in respect of the following periods served by me as a member of :—

(i) Member of Himachal Pradesh Vidhan Sabha from.....to.....

(ii) Member of Himachal Pradesh Territorial Council from.....to.....

2. It is requested the steps may kindly be taken to sanction Pension to me. I desire to draw my pension from the ..... (Here indicate the names of Treasury or Sub-Treasury where the payments desired.)

3. I enclose herewith the following documents duly attested by a 1st Class Magistrate/Class I Officer belonging to the Central Government or a State Government/a sitting Member of Himachal Pradesh Vidhan Sabha :—

(i) Three specimen signatures

(ii) Three copies of latest photograph in passport size.

4. My present address is.....  
My permanent address is.....

5. I hereby \*\*declare that :—

(i) I am not holding the elected office of the President or the Vice-President or appointment to the office of the Governor of any State or the Administrator of any Union Territory ;

\*Deleted vide Letter No. 3-691-Vs-II, dated 20-12-2002.

- (ii) I am not a Member of (XXX)\* any Legislative Assembly of a State or Union Territory or any Legislative Council of a State or the Metropolitan Council of Delhi constituted under section 3 of Delhi;
- (iii) I am not employed on a salary under the Central Government or any State Government or any Corporation owned or controlled by the Central Government or any State Government or any Local Authority or I am not otherwise entitled to any remuneration from such Government or Corporation of Local Authority;
- (iv) .....Deleted.
- (v) I am holding the office.....or Member of.....or employed as.....or in ..... and the total remuneration received by me is Rs.....P.M. (A certificate from the competent authority to be attached).
- (vi) ..... Deleted.

(A Certificate from the Disbursing office may be attached).

(Here mention the source

NAME IN BLOCK LETTERS :

Your's faithfully.

DATE.....

.....

STATION.. ..

(For use in the Himachal Pradesh Vidhan Sabha Office)

Certified that Shri/Shrimati/Kumari.....(in block letters) served as Member of the Vidhan Sabha during the following period :—

From .....to .....

From.....to .....

From.....to .....

From .....to .....

Certified that Shri/Shrimati/Kumari.....(in block letters) served as a Member of the Territorial Council during the following period.

From.....to .....

From.....to .....

From.....to .....

From.....to .....

Secretary,  
H. P. Vidhan Sabha, —A  
Shimla-171004.

PF No. .... Dated the .....  
 A Pension of Rs. .... (Rupees ..... ) only per  
 Pension is sanctioned to Shri/Shrimati/Kumari .....  
 with effect from .....

Signature .....  
 Sanctioning authority .....  
 Designation .....

SCHEDULE-IV

APPLICATION FORM FOR GRANT OF FAMILY PENSION

(See Rule 6-A)

(See sub-section (5) of Section 6-B of the H. P. Legislative Assembly (Allowances and Pension of Members) Act, 1971 (No. 8 of 1971) as amended).

1. Name of the deceased .....
2. Date of Death .....  
 (death certificate to be attached).
3. Particulars of membership  
 (i) From ..... To .....  
 (ii) From ..... To .....  
 (iii) From ..... To .....  
 Total Period ..... years ..... months.
4. Name and particulars of surviving spouse and minor children.  
 (i) .....  
 (ii) .....  
 (iii) .....
5. Name and full residential and postal address of the applicant and his/her relationship with the deceased. ....
6. Amount of any other pension which the applicant may be in receipt of. ....
7. Particulars of the pension sanctioning authority and copy of pension payment order of the applicant. ....
8. No. and particulars of P. P. O. of the deceased, if any, and amount of pension and name of treasury. ....

9. The Treasury/sub-treasury at which payment of family pension is to be made.

Signature of the applicant(s)

Notes.—The application is to be accompanied with :

- (i) 3 specimen signatures of the applicant(s), (in triplicate) duly attested.
- (ii) Three copies of passport size photograph of the applicant(s) duly attested.
- (iii) Two slips each bearing left hand thumb and finger impressions of the applicant(s) (only in case the applicant is not literate enough to sign his/her name).
- (iv) Descriptive roll of the applicant(s), duly attested, indicating(a) height (b) personal marks, if any on the hand, face etc. (in duplicate).
- (v) Certificate(s) of age (with two attested copies) showing the date of birth of applicant.
- (vi) Certificate from the SDM that Smt..... is the only legally wedded wife.

#### SCHEDULE-V

(For use in Treasury)

### PENSION BILL OF EX-MEMBERS OF VIDHAN SABHA INCLUDING TERRITORIAL COUNCIL

Pension Payment Order No.....

Shri/Srimati/Kumari.....

District Head of Account  
2071-Pension and other  
Retirement Benefits—01—Civil  
111—Pensions to Legislators/  
Members of Vidhan Sabha.

Vr. No.....

Date.....

Amount of pension/Family pension due to me as Ex-Member/Spouse of the Ex-Member of Vidhan Sabha for the month of.....200

Rs.....

in words (Rupees).....

Received payment

Pay Rs. .... (Rupees.....  
.....)  
.....

Revenue stamp if amount exceeds Rs. 5000/-

Treasury Officer.

Pensioner's residence:

.....  
 .....  
 .....  
 .....  
 .....

Signature of  
 Pensioner.....

Station..... Date.....

### CERTIFICATE TO BE GIVEN IN CASE OF NON-ATTENDANCE OF PENSIONER-IN-PERSON

(To be signed by a First Class Magistrate/Class-I Officer of the Central or a State Government/ a sitting Member of Vidhan Sabha or any other officer referred to in rule 4.104 (a) of the Subsidiary Treasury Rules.)

Certified that I have seen the Pensioner Shri/Shrimati/Kumari.....  
 and that he/She is alive on this date and the bill has been signed by him/her in my presence.

Station..... Signature.....

Designation.....

Date..... Stamp.....

### FOR USE IN TREASURY OFFICE

Noted on page..... of the Admitted for Rs.....

Expenditure Control Register. Objected to Rs.....

Auditor. Assistant. Superintendent. Auditor. Treasury Officer.

### DECLARATION :

(to be furnished by the Ex-Member of Vidhan Sabha including Territorial Council with his first pension bill and thereafter twice a year *i.e.* in the month of May and November).

I declare that—

(i) I am not elected to the office of the President/vice President or appointed to the office of Governor of any State or Administrator of any Union Territory; or

(ii) I am not a member of (xxx)\* any Legislative Assembly or Legislative Council of a State or Metropolitan council of Delhi constituted under section 3 of Delhi Administration Act, 1967 ; or

(iii) I am not employed on salary under the Central Government or any State Government or any Corporation owned or controlled by the Central Government or any State Government or any Local Authority or I am not otherwise entitled to any remuneration from such Government or Corporation or Local Authority ; or

(iv) Deleted

(v) I am holding that of.....  
or member of.....or employed as  
.....in \*.....and the total  
remuneration received by me is Rs.....

(vi) I am in receipt of Rs.....as  
pension drawing.....from  
Station.....

Pensioner.

Date.....

Address.....  
.....  
.....

\* Here mention the name of office of the Central Govt./State Govt./Local Authority/Corporation owned or controlled by the Central Govt.

\* Deleted vide letter No. 3-6/91-Vs-II, dated 20-12-2002.